

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

VIRTAMOVE, CORP.,	§	
Plaintiff,	§	Case No. 2:24-cv-00093-JRG
	§	(Lead Case)
v.	§	
	§	
HEWLETT PACKARD ENTERPRISE	§	<b>JURY TRIAL DEMANDED</b>
COMPANY,	§	
Defendants.	§	
	§	
	§	
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VIRTAMOVE, CORP.,	§	
Plaintiff,	§	Case No. 2:24-cv-00064-JRG
	§	(Member Case)
v.	§	
	§	
INTERNATIONAL BUSINESS	§	<b>JURY TRIAL DEMANDED</b>
MACHINES CORP.,	§	
Defendants.	§	
	§	

**DEFENDANT HPE’S MOTION FOR HEARING**

Pursuant to Local Rule 7(g), Defendant Hewlett Packard Enterprise Company (“HPE”) respectfully requests that this Court set HPE’s Rule 12(b)(6) Partial Motion to Dismiss Plaintiff’s Second Amended Complaint (“Motion”) [Dkt. No. 66] for hearing. As suggested dates, and only if convenient for this Court, HPE is available for hearing any time from October 1, 2024 through October 10, 2024.

HPE filed its Motion on July 9, 2024, and it is fully briefed and ripe for consideration. Oral argument on the Motion should aid the Court in resolving any legal or factual issues. Further, a ruling on HPE’s motion should streamline issues for trial and potentially aid the parties in any settlement discussions. Plaintiff takes no position on this motion.

For these reasons, HPE respectfully requests a hearing on its Motion.

Respectfully submitted,

/s/ Jennifer H. Doan

Jennifer H. Doan  
Texas Bar No. 08809050  
Joshua R. Thane  
Texas Bar No. 24060713  
HALTOM & DOAN  
6500 Summerhill Road, Suite 100  
Texarkana, TX 75503  
Telephone: (903) 255-1000  
Facsimile: (903) 255-0800  
Email: jdoan@haltomdoan.com  
Email: jthane@haltomdoan.com

Katharine Burke (Lead Attorney)  
DC Bar Number: 985333  
Katharine.burke@bakerbotts.com  
**BAKER BOTTS L.L.P.**  
700 K Street, N.W.  
Washington, DC 20001-5692  
Tel: (202) 639-7700  
Fax: (202) 639-7890

Douglas M. Kubehl  
Texas Bar No. 00796909  
Doug.kubehl@bakerbotts.com  
Morgan Mayne  
Texas Bar No. 24084387  
Morgan.mayne@bakerbotts.com  
Emily Deer  
Texas Bar No. 24116352  
Emily.deer@bakerbotts.com  
**BAKER BOTTS L.L.P.**  
2001 Ross Avenue, Suite 900  
Dallas, TX 75201-2980  
Tel: (214) 953-6500  
Fax: (214) 953-6503

David Lien (*pro hac vice*)  
California Bar No. 313754  
David.lien@bakerbotts.com  
**BAKER BOTTS L.L.P.**  
1001 Page Mill Road, Building One,  
Suite 200  
Palo Alto, CA 94304-1007  
Tel: (650) 739-7563  
Fax: (650) 739-7663

***ATTORNEYS FOR DEFENDANT  
HEWLETT PACKARD  
ENTERPRISE COMPANY***

**CERTIFICATE OF SERVICE**

The undersigned certifies that on September 11, 2024, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system.

/s/ Jennifer H. Doan  
Jennifer H. Doan

**CERTIFICATE OF CONFERENCE**

The undersigned certifies that pursuant to Local Rule CV-7(h), counsel for HPE conferred with counsel for VirtaMove on September 10, 2024. VirtaMove "take[s] no position and defer[s] to the Court's preference on the need for a hearing."

/s/ Jennifer H. Doan  
Jennifer H. Doan